

SENATE BILL 236

By Gresham

AN ACT to amend Tennessee Code Annotated, Title 24,
Chapter 7; Title 38, Chapter 8 and Title 55,
Chapter 8, relative to the admissibility in evidence
of the results of certain equipment.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 24, Chapter 7, Part 1, is amended by
adding the following as a new section:

Section 24-7-123.

(a) In a criminal case in which the speed of a motor vehicle is an
essential element of the offense, or the speed of a motor vehicle is being offered
to show the driver was operating the vehicle in a reckless manner, the results of
a radar, laser or similar device used to measure the speed of a vehicle shall not
be admissible as proof of the speed of such vehicle unless the law enforcement
officer operating the device has been certified in vehicular velocity estimation by
a state approved program.

(b) The Tennessee law enforcement training academy shall develop
vehicular velocity estimation certification programs or designate and approve
programs currently training officers in such technique.

SECTION 2. This act shall take effect July 1, 2009, the public welfare requiring it.